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9 Attorneys for Plaintiff LESLIE WARD

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 OAKLAND DIVISION

13 LESLIE WARD,

14 Plaintiff,

15 v.

16 TATE ACCESS FLOORS, a corporation;  
17 MARK JOHNSON, an individual; and DOES  
18 1 through 25, inclusive,

19 Defendants.

CASE NO. C11-02139-DMR

**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE**

20 IT IS HEREBY STIPULATED by and between the Plaintiff, LESLIE WARD, and  
21 Defendants, TATE ACCESS FLOORS and MARK JOHNSON, through their designated counsel,  
22 that Defendants, TATE ACCESS FLOORS and MARK JOHNSON, be dismissed from the above-  
23 captioned action, with prejudice (each side to bear own costs/fees), pursuant to FRCP 41(a).

24 Dated: December 9, 2011

VAN DE POEL, LEVY & ALLEN, LLP

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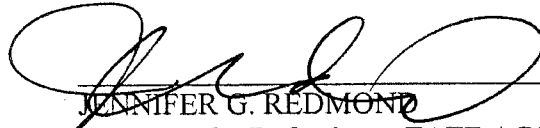
27 JEFFREY W. ALLEN

28 Attorneys for Plaintiff, LESLIE WARD

{00844523.DOC;1}

1 Dated: December 8, 2011

SHEPPARD, MULLIN, RICHTER & HAMPTON, LLP

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JENNIFER G. REDMONT  
Attorneys for Defendants, TATE ACCESS FLOORS  
and MARK JOHNSON

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8 **ORDER**

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10 PURSUANT TO THE STIPULATION, THE COURT ORDERS that Defendants, TATE  
11 ACCESS FLOORS and MARK JOHNSON, are hereby dismissed with prejudice (each side to bear  
12 own costs/fees), from the above-captioned action as to all claims and allegations brought against  
13 them by Plaintiff, LESLIE WARD.

14 **IT IS SO ORDERED.**

15 DATED: December 13, 2011

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UNITED STATES DISTRICT JUDGE

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28 {00844523.DOC;1}

Re: Leslie Ward v. Tate Access Floors  
Court: United States District Court – Northern District  
Action No: C11-02139-CW

**PROOF OF SERVICE**

I declare that I am over the age of 18, not a party to the above-entitled action, and am an employee of Van De Poel, Levy & Allen, LLP whose business address is 1600 South Main Plaza, Suite 325, Walnut Creek, CA 94596.

On December 12, 2011, I served the following document(s) in the following manner(s):


**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**

- ☐ **MAIL:** By placing the document(s) listed above in a sealed envelope with postage thereon, in the United States mail at Walnut Creek, California, addressed as set forth below.
- ☒ **E-FILE:** By transmitting a true copy, via electronic service through the USDC ECF system to recipients listed with court relative to above case
- ☐ **PERSONAL DELIVERY:** By personally delivering to and leaving a true copy thereof with the following person(s) at the following address(es) on the date set forth above.
- ☐ **E-MAIL:** By consigning the document(s) listed above to a messenger service for personal delivery to the following person(s) at the following address on the date set forth below.

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Jessica M. Simmons, Esq.  
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**Attorney for Defendants**  
**TATE ACCESS FLOORS and MARK**  
**JOHNSON**

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATED: December 12, 2011

  
\_\_\_\_\_  
Ramonda Clarke